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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN JOSE DIVISION

FARZAM TOUDEH FALLAH,
 Plaintiff,
 v.

No. C 07-1477 JF

ALBERTO GONZALES, United States
 Attorney General, U.S. Department of Justice;
 MICHAEL CHERTOFF, Secretary of the
 Department of Homeland Security;
 EMILIO T. GONZALEZ, Director of United
 States Citizenship and Immigration Services;
 DAVID STILL, San Francisco District
 Director, United States Citizenship and
 Immigration Services;
 ROBERT MUELLER, III, Director of the
 Federal Bureau of Investigation,
 Defendants.

**PARTIES' JOINT REQUEST TO BE
 EXEMPT FROM FORMAL ADR
 PROCESS**

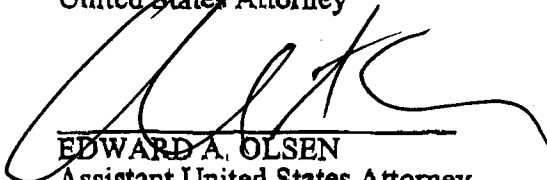
Each of the undersigned certifies that he or she has read either the handbook entitled "Dispute Resolution Procedures in the Northern District of California," or the specified portions of the ADR Unit's Internet site <www.adr.cand.uscourts.gov>, discussed the available dispute resolution options provided by the court and private entities, and considered whether this case might benefit from any of them. Here, the parties agree that referral to a formal ADR process will not be beneficial because this mandamus action is limited to plaintiff's request that this Court compel

1 defendants to adjudicate the application for adjustment of status. Given the substance of the action
2 and the lack of any potential middle ground, ADR will only serve to multiply the proceedings and
3 unnecessarily tax court resources. Accordingly, pursuant to ADR L.R. 3-3(c), the parties request
4 the case be removed from the ADR Multi-Option Program and that they be excused from
5 participating in the ADR phone conference and any further formal ADR process.

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7 Dated: May 24, 2007

Respectfully submitted,

8 SCOTT N. SCHOOLS
United States Attorney

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EDWARD A. OLSEN
Assistant United States Attorney
Attorneys for Defendants

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15 Date: May 24, 2007

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JUSTIN FOK
Attorney for Plaintiff

18 ORDER

19 Pursuant to stipulation, IT IS SO ORDERED.

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21 Date: 5/29/07

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JEREMY FOCCEL
United States District Judge